

## **SAN JOSE CITY COUNCIL CLOSED SESSION AGENDA**

**March 17, 2015**

Place: City Hall, Conference Room W-133

Time: **9:00 a.m. (Special Time)**

Item(s) to be discussed:

**A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1):**

1. Case Name: In re: Claim of Cunningham  
Name(s) of Parties(s) Involved:  
Court:  
Case No.:  
Amount of Money or Other Relief Sought: Administrative Appeal
2. Case Name: IAFF Local 230 v. City of San Jose  
Name(s) of Parties(s) Involved: INTERNATIONAL ASSOCIATION OF FIREFIGHTERS LOCAL 230, CITY OF SAN JOSE  
Court: State of California Public Employment Relations Board  
Case No.: SF-CE-969-M  
Amount of Money or Other Relief Sought: Damages according to proof
3. Case Name: IFPTE Local 21 v. City of San Jose  
Name(s) of Parties(s) Involved: International Federation of Professional and Technical Engineers Local 21, City of San Jose  
Court: State of CA Public Employment Relations Board

Case No.: SF-CE-996-M

Amount of Money Damages according to proof  
or Other Relief  
Sought:

4. Case Name: American Federation of State, County & Municipal Employees, et al. v. City

Name(s) of AMERICAN FEDERATION OF STATE, COUNTY &  
Parties(s) Involved: MUNICIPAL EMPLOYEES, CITY OF SAN JOSE

Court: State of CA Public Employment Relations Board

Case No.: SF-CE-924-M

Amount of Money Damages according to proof  
or Other Relief Sought:

5. Case Name: American Federation of State, County & Municipal Employees, et al. v. City

Name(s) of AMERICAN FEDERATION OF STATE, COUNTY &  
Parties(s) Involved: MUNICIPAL EMPLOYEES, CITY OF SAN JOSE

Court: State of CA Public Employment Relations Board

Case No.: SF-CE-972-M

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

6. Case Name: OE#3 v. City of San Jose

Name(s) of OPERATING ENGINEERS LOCAL UNION NO. 3, CITY  
Parties(s) Involved: OF SAN JOSE

Court: State of California Public Employment Relations Board

Case No.: SF-CE-900-M

Amount of Money  
or Other Relief  
Sought:

7. Case Name: San Jose Police Officers' Association v. City, et al.

Name(s) of SAN JOSE POLICE OFFICERS' ASSOCIATION, CITY  
Parties(s) OF SAN JOSE, BOARD OF ADMINISTRATION FOR  
Involved: POLICE AND FIRE DEPARTMENT RETIREMENT  
PLAN OF CITY OF SAN JOSE AND DOES 1-10

Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV-225926

Amount of Money or Other Relief Sought: Declaratory and injunctive relief

8. Case Name: San Jose Retired Employees Association, et al. v. City, et al.
- Name(s) of Parties(s) Involved: SAN JOSE RETIRED EMPLOYEES ASSOCIATION, HOWARD E. FLEMING, DONALD S. MACRAE, FRANCES J. OLSON, GARY J. RICHERT AND ROSALINDA NAVARRO, CITY OF SAN JOSE DOES 1 through 50, BOARD OF ADMINISTRATION FOR THE FEDERATED CITY EMPLOYEES RETIREMENT SYSTEM
- Court: Superior Court of the State of California for the County of Santa Clara
- Case No.: 1-12-CV-233660
- Amount of Money or Other Relief Sought: Declaratory Relief and Verified Petition for Writ of Mandate
9. Case Name: Sapien, et al. v. City of San Jose, et al.
- Name(s) of Parties(s) Involved: ROBERT SAPIEN, MARY KATHLEEN MCCARTHY, THANH HO, RANDY SEKANY, KEN HEREDIA, CITY OF SAN JOSE, DEBRA FIGONE in her official capacity as City Manager of the City of SAN JOSE, Does 1 through 15, THE BOARD OF ADMINISTRATION FOR THE 1961 SAN JOSE POLICE AND FIRE DEPARTMENT RETIREMENT PLAN.
- Court: Superior Court of California, County of Santa Clara
- Case No.: 1-12-CV-225928
- Amount of Money or Other Relief Sought: Challenge to Measure B
10. Case Name: Harris, et al. v. City of San Jose, et al.
- Name(s) of Parties(s) Involved: TERESA HARRIS, JON REGER, MOSES SERRANO, SUZANN STAUFFER, CITY OF SAN JOSE, DEBRA FIGONE, in her capacity as City Manager of the CITY OF SAN JOSE, THE BOARD OF ADMINISTRATION FOR THE 1975 FEDERATED CITY EMPLOYEES' RETIREMENT PLAN, DOES 1 through 15
- Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV-226570

Amount of Challenge to Measure B  
Money or Other  
Relief Sought:

11. Case Name: Mukhar, et al. v. City of San Jose, et al.  
Name(s) of JOHN MUKHAR, DALE DAPP, JAMES ATKINS,  
Parties(s) WILLIAM BUFFINGTON, KIRK PENNINGTON, CITY  
Involved: OF SAN JOSE, DEBRA FIGONE, in her official  
capacity as City Manager of the CITY OF SAN JOSE,  
THE BOARD OF ADMINISTRATION FOR THE 1975  
FEDERATED CITY EMPLOYEES' RETIREMENT  
PLAN, AND DOES 1 through 15  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-12-CV-226574  
Amount of Challenge to Measure B  
Money or Other  
Relief Sought:
12. Case Name: AFSCME, et al. v. City of San Jose, et al.  
Name(s) of AMERICAN FEDERATION OF STATE, COUNTY,  
Parties(s) AND MUNICIPAL EMPLOYEES, LOCAL 101 on  
Involved: behalf of its members, CITY OF SAN JOSE, DEBRA  
FIGONE in her official capacity as City Manager, THE  
BOARD OF ADMINISTRATION FOR THE  
FEDERATED CITY EMPLOYEES RETIREMENT  
PLAN  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-12-CV-225928  
Amount of Challenge to Measure B  
Money or Other  
Relief Sought:
13. Case Name: Citizens Against Airport Pollution v. City, et al.  
Name(s) of CITIZENS AGAINST AIRPORT POLLUTION, an  
Parties(s) Involved: unincorporated association, and DOES 1 to 5,  
CITY OF SAN JOSE, CITY COUNCIL OF THE CITY  
OF SAN JOSE, and DOES 6 to 10, DOES 10 to 30;  
Real Parties in Interest.  
Court: Superior Court of California, County of Santa Clara;  
Sixth Appellate District, San Jose Division

Case No.: 1-10-CV-177290; H038781

Amount of Money or Other Relief Sought: City to set aside and void approvals relating to 8<sup>th</sup> addendum to Airport Master Plan.

14. Case Name: SJJC Aviation Services, LLC v. City of San Jose, et al.

Name(s) of Parties(s) Involved: SJJC AVIATION SERVICES, LLC, CITY OF SAN JOSE, CITY COUNCIL OF THE CITY OF SAN JOSE, and DOES 1 through 25

Court: Superior Court of California, County of Santa Clara; Sixth Appellate District, San Jose Division

Case No.: 1-13CV246057; H041946

Amount of Money or Other Relief Sought: Damages according to proof

15. Case Name: Shahrivar, Farid v. City, et al.

Name(s) of Parties(s) Involved: FARID SHAHRIVAR, CITY OF SAN JOSE, a municipality; RODNEY RAPSON, an individual; DAVID SYKES, an individual; HARRY FREITAS, an individual; KATHERINE JENSEN, an individual; DAVID PRINTY, an individual; DANNY TSAO, an individual; KATRINA ALLEN, an individual; DOUG BAKER, an individual; ALEX GURZA, an individual; SARAH NUNES, an individual; LES WHITE, an individual; ALLEN DEMERS, an individual; RAJIV DAS, an individual; ADAM STREMPER, an individual; STEVE PAGAN, an individual; ANGELA CHEN, an individual; MARK DANA, an individual; ROBERT FABELA, an individual; SUSAN LACY, and DOES 1 through 45

Court: U.S. District Court, Oakland Division

Case No.: CV-10-01029 PSG

Amount of Money or Other Relief Sought: Damages according to proof.

16. Case Name: Great Oaks Water, Inc. v. City, et al.

Name(s) of Parties(s) Involved: GREAT OAKS WATER COMPANY, INC., JOHN W.S. ROEDER, BETTY B. ROEDER, BETTY B. ROEDER TRUST A and WILLIAM C. MILLER, JR. and BETTY B. ROEDER, TRUSTEES OF THE WALTER S. ROEDER TRUST B, THE CITY OF SAN JOSE, THE SAN JOSE REDEVELOPMENT AGENCY, SOUTHBAY WATER

RECYCLING, DOES 1 through 100

Court: Superior Court of California, County of Santa Clara

Case No.: 1-04-CV012008

Amount of Money or Other Relief Sought: Damages according to proof.

17. Case Name: San Francisco Baykeeper v. City, et al.

Name(s) of Parties(s) Involved: SAN FRANCISCO BAYKEEPER; CITY OF SAN JOSE, SAN JOSE DEPARTMENT OF TRANSPORTATION; SAN JOSE PUBLIC WORKS DEPARTMENT; SAN JOSE ENVIRONMENTAL SERVICES DEPARTMENT

Court: U.S. District Court, Northern District, San Jose Division

Case No.: 15-CV-00642-HRL

Amount of Money or Other Relief Sought: Declaratory Relief, Injunctive Relief

18. Case Name: County of Alameda, et al. v. AMBAC Financial, et al.

Name(s) of Parties(s) Involved: COUNTY OF ALAMEDA; CITY AND COUNTY OF SAN FRANCISCO; CITY OF LOS ANGELES; LOS ANGELES DEPARTMENT OF WATER AND POWER; LOS ANGELES WORLD AIRPORTS; CITY OF OAKLAND; CITY OF RICHMOND; REDWOOD CITY; EAST BAY MUNICIPAL UTILITY DISTRICT; CITY OF SACRAMENTO; SACRAMENTO SUBURBAN WATER DISTRICT; SACRAMENTO MUNICIPAL UTILITY DISTRICT; CITY OF SAN JOSE; CITY OF STOCKTON; THE REDEVELOPMENT AGENCY OF THE CITY OF STOCKTON; THE PUBLIC FINANCING AUTHORITY OF THE CITY OF STOCKTON; COUNTY OF TULARE; THE REGENTS OF THE UNIVERSITY OF CALIFORNIA; THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; AMBAC FINANCIAL GROUP, INC.; AMBAC ASSURANCE CORPORATION; MBIA, INC.; MBIA INSURANCE CORPORATION; MBIA INSURANCE CORP. OF ILLINOIS, a/k/a NATIONAL PUBLIC FINANCE GUARANTEE CORPORATION; SYNCORA GUARANTEE, INC., f/k/a XL CAPITAL ASSURANCE, INC.; FINANCIAL GUARANTY INSURANCE COMPANY; FINANCIAL SECURITY ASSURANCE, INC.; CIFG ASSURANCE NORTH AMERICA, INC.; ASSURED GUARANTY CORP.; JASON KISSANE; DOES 1 THROUGH 50.

Court: Superior Court of California, In and for the City and County of San Francisco

Case No.: CJC-08-004555

Amount of Money or Other Relief Sought: Damages according to proof

19. Case Name: RDA/City vs. Bank of America, N.A., et al

Name(s) of Parties(s) Involved: CITY OF SAN JOSE, THE SAN JOSE REDEVELOPMENT AGENCY, BANK OF AMERICA, N.A., MERRILL LYNCH & CO., INC., UBS AG, UBS FINANCIAL SERVICES, INC., UBS SECURITIES, LLC, MBIA, INC., CITIBANK, N.A., CITIGROUP FINANCIAL PRODUCTS INC., CITIGROUP GLOBAL MARKETS HOLDINGS INC., MORGAN STANLEY, RABOBANK GROUP, BAYERISCHE, LANDESBANK GIRONZENTRALE, PIPER JAFFRAY & CO., SOCIETE GENERALE SA, FINANCIAL SECURITY ASSURANCE, INC., ASSURED GUARANTY US HOLDINGS INC., DEXIA S.A., NATIONAL WESTMINSTER BANK, PLC, NATIXIS FUNDING CORP., NATIXIS S.A., THE GOLDMAN SACHS GROUP, INC., GOLDMAN SACHS MITSUI MARINE DERIVATIVE PRODUCTS, L.P., GOLDMAN SACHS BANK USA, CDR FINANCIAL PRODUCTS, WINTERS & CO., ADVISORS, LLC, GEORGE K. BAUM & CO., SOUND CAPITAL MANAGEMENT, INC., INVESTMENT MANAGEMENT ADVISORY GROUP, INC., FIRST SOUTHWEST COMPANY, PFM INVESTMENT, LLC., PFM ASSET MANAGEMENT LLC.

Court: U.S. District Court, Northern District of California

Case No.: CV 10 2199

Amount of Money or Other Relief Sought: Damages according to proof

20. Case Name: Sipple, et al. v. City of Alameda, et al.

Name(s) of Parties(s) Involved: DONALD SIPPLE, JOHN SIMON, KARL SIMONSEN, CHRISTOPHER JACOBS, Settlement Class Representatives, NEW CINGULAR WIRELESS PCS LLC, CITY OF ALAMEDA, COUNTY OF ALAMEDA, CITY OF ALBANY, CITY OF ALHAMBRA, CITY OF ARCADIA, CITY OF BALDWIN PARK, CITY OF BEAUMONT, CITY OF BELL, CITY OF BELLFLOWER, CITY OF BENECIA, CITY OF BERKELEY, CITY OF

BURBANK, CITY OF CALABASAS, CITY OF CATHEDRAL, CITY OF CERES, CITY OF CHICO, CITY OF CHULA VISTA, CITY OF CITRUS HEIGHTS, CITY OF CLAREMONT, CITY OF COLTON, CITY OF COMPTON, CITY OF COVINA, CITY OF CUDAHY, CITY OF CULVER CITY, CITY OF CUPERTINO, CITY OF DALY CITY, CITY OF DESERT HOT SPRINGS, CITY OF DINUBA, CITY OF DOWNEY, CITY OF EAST PALO ALTO, CITY OF EL CERRITO, CITY OF EL MONTE, CITY OF EL SEGUNDO, CITY OF EMERYVILLE, CITY OF EUREKA, CITY OF EXETER, CITY OF FAIRFAX, CITY OF FAIRFIELD, CITY OF GARDENA, CITY OF GILROY, CITY OF GLENDALE, CITY OF GONZALES, CITY OF GREENFIELD, CITY OF GROVER BEACH, CITY OF GUADALUPE, CITY OF GUSTINE, CITY OF HAWTHORNE, CITY OF HAYWARD, CITY OF HERCULES, CITY OF HERMOSA BEACH, CITY OF HOLTVILLE, CITY OF HUNTINGTON BEACH, CITY OF HURON, CITY OF INDIO, CITY OF INGLEWOOD, CITY OF IRWINDALE, CITY OF LA HABRA, CITY OF LAKEWOOD, CITY OF LA PALMA, CITY OF LA VERNE, CITY OF LAWNDALE, CITY OF LINDSEY, CITY OF LONG BEACH, CITY OF LOS ALAMITOS, CITY OF LOS ALTOS, CITY OF LOS ANGELES, LOS ANGELES COUNTY, CITY OF LYNWOOD, CITY OF MALIBU, CITY OF MAMMOTH LAKES, CITY OF MAYWOOD, CITY OF MENLO PARK, CITY OF MODESTO, CITY OF MONTCLAIR, CITY OF MONTEREY, CITY OF MONTEREY PARK, CITY OF MORENO VALLEY, CITY OF MOUNTAIN VIEW, CITY OF NORWALK, CITY OF OAKLAND, CITY OF ORANGE COVE, CITY OF OROVILLE, CITY OF PACIFIC GROVE, CITY OF PALM SPRINGS, CITY OF PALO ALTO, CITY OF PARAMOUNT, CITY OF PASADENA, CITY OF PICO RIVERA, CITY OF PIEDMONT, CITY OF PINOLE, CITY OF PLACENTIA, CITY OF PLEASANT HILL, CITY OF POMONA, CITY OF PORT HUENEME, CITY OF PORTERVILLE, CITY OF RANCHO PALOS VERDE, CITY OF REDONDO BEACH, CITY OF REDWOOD CITY, CITY OF RIALTO, CITY OF RICHMOND, CITY OF RIVERSIDE, CITY OF SACRAMENTO, CITY OF SALINAS, CITY OF SAN BERNARDINO, CITY OF BUENAVENTURA (VENTURA), CITY OF SAN FRANCISCO, CITY OF SAN GABRIEL, CITY OF SAN JOSE, CITY OF SAN LEANDRO, CITY OF SAN LUIS OBISPO, CITY OF SAN MARINO, CITY OF SAN PABLO, CITY OF SANGER, CITY OF SANTA ANA, CITY OF SANTA



BARBARA, CITY OF SANTA CRUZ, CITY OF SANTA MONICA, CITY OF SEAL BEACH, CITY OF SEASIDE, CITY OF SIERRA MADRE, CITY OF SOLEDAD, CITY OF SOUTH PASADENA, CITY OF STANTON, CITY OF STOCKTON, CITY OF SUNNYVALE, CITY OF TORRANCE, CITY OF TULARE, CITY OF WATERFORD, CITY OF WATSONVILLE, CITY OF WESTMINSTER, CITY OF WHITTIER, CITY OF WINTERS, CITY OF WOODLAKE, DOES 1-50

Court: Superior Court of California, County of Los Angeles

Case No.: BC462270

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

21. Case Name: Seibert v. City of San Jose

Name(s) of GRANT SEIBERT, CITY OF SAN JOSE, SAN JOSE  
Parties(s) Involved: CIVIL SERVICE COMMISSION, DEBRA FIGONE AS  
SAN JOSE CITY MANAGER, ALEX GURZA AS SAN  
JOSE DIRECTOR OF EMPLOYEE RELATIONS,  
WILLIAM MCDONALD AS FIRE CHIEF FOR SAN  
JOSE FIRE DEPARTMENT, DOES 1-10

Court: Superior Court of California, County of Santa Clara

Case No.: 1-11CV 204096

Amount of Money Damages according to proof  
or Other Relief  
Sought:

22. Case Name: Ward, Debra and Patricia Tapia v. City, Fire Chief  
William McDonald, et al.

Name(s) of DEBRA WARD; PATRICIA TAPIA; CITY OF SAN  
Parties(s) Involved: JOSE; FIRE CHIEF WILLIAM McDONALD

Court: Superior Court of California, County of Santa Clara

Case No.: 1-11-CV203561

Amount of Money Damages according to proof  
or Other Relief  
Sought:

23. Case Name: California Building Industry Association v. City, et al.

Name(s) of CALIFORNIA BUILDING INDUSTRY ASSOCIATION, A  
Parties(s) Involved: CALIFORNIA NONPROFIT CORPORATION, CITY OF  
SAN JOSE, A CALIFORNIA MUNICIPAL  
CORPORATION, CITY COUNCIL AND MAYOR OF

THE CITY OF SAN JOSE, DOES 1-200

Court: Superior Court of California, County of Santa Clara

Case No.: 1-10-CV-167289

Amount of Money or Other Relief Sought: Declaratory and Injunctive relief.

24. Case Name: Nguyen, Cu Thanh v. City of San Jose

Name(s) of Parties(s) Involved: CU THANH NGUYEN; CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV-268209

Amount of Money or Other Relief Sought: Damages according to proof

25. Case Name: Heather Seacrist v. City, et al.

Name(s) of Parties(s) Involved: HEATHER SEACRIST; CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV-264010

Amount of Money or Other Relief Sought: Damages according to proof

26. Case Name: Zewoldemariam, Fetsum K. v. City

Name(s) of Parties(s) Involved: FETSUM ZEWOLDEMARIAM; CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 1-13-CV-258237

Amount of Money or Other Relief Sought: Damages according to proof

27. Case Name: Andy's BP, Inc. et al, v. City of San Jose, et al.

Name(s) of Parties(s) Involved: ANDY'S BP, INC., a California corporation, SABEK, INC., a California corporation, and ANDY SABERI, an individual, THE CITY OF SAN JOSE, JOSEPH HORWEDEL, individually, and AMIR SHIRAZI, individually and dba MOE'S STOP, and AMIR SHIRAZI, as Trustee for the MOHAMMAD M. SHIRAZI LIVING

TRUST, and DOES 1-25

Court: U.S. District Court, San Jose Division

Case No.: 12-CV-01631 LHK

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

28. Case Name: Berg & Berg Enterprises, LLC v. City, et al.

Name(s) of BERG & BERG ENTERPRISES, LLC, CITY OF SAN  
Parties(s) Involved: JOSE; SAN JOSE CITY COUNCIL, and DOES 1-50

Court: Superior Court of California, County of Santa Clara

Case No.: 1-07-CV-091955

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

29. Case Name: California Clean Energy Committee v. City, et al.

Name(s) of CALIFORNIA CLEAN ENERGY COMMITTEE, CITY OF  
Parties(s) Involved: SAN JOSE, DOES 1-50; FWSH PARTNERS II, LLC;  
EDWARD D. STORM; and DOES 51-100

Court: SUPERIOR COURT OF THE STATE OF CALIFORNIA,  
COUNTY OF SANTA CLARA

Case No.: 1-11-CV-212623

Amount of Money Injunctive relief  
or Other Relief  
Sought:

30. Case Name: City of Milpitas v. City, et al.

Name(s) of CITY OF MILPITAS, a public entity, CITY OF SAN  
Parties(s) Involved: JOSE, public entity, and DOES 1-10

Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV-233069

Amount of Money Petition for writ of mandate  
or Other Relief  
Sought:

31. Case Name: Stand for San Jose, et al. v. City, et al.

Name(s) of Parties(s) Involved: STAND FOR SAN JOSE AND EILEEN HANNAN; CITY OF SAN JOSE; CITY COUNCIL OF THE CITY OF SAN JOSE; REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; DIRIDON DEVELOPMENT AUTHORITY

Court: Santa Clara County Superior Court

Case No.: 1-11-CV-214196

Amount of Money or Other Relief Sought: Injunctive relief

32. Case Name: Stand for San Jose, et al. v. City, et al.

Name(s) of Parties(s) Involved: STAND FOR SAN JOSE; EILEEN HANNAN; MICHELLE BRENOT; ROBERT BROWN; AND ROBERT SHIELDS; CITY OF SAN JOSE; CITY COUNCIL OF THE CITY OF SAN JOSE; SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; SUCCESSOR AGENCY OVERSIGHT BOARD; DIRIDON DEVELOPMENT AUTHORITY; DOES 1 through 10, inclusive; ATHLETICS INVESTMENT GROUP, LLC; DOES 1 through 20, inclusive

Court: Superior Court for the State of California  
In and For the County of Santa Clara

Case No.: 1-13-CV-250372

Amount of Money or Other Relief Sought: Writ of Mandamus and Complaint for Declaratory Relief and Injunction Relief and for Attorneys Fees

33. Case Name: Stand for San Jose, et al. v. City, et al.

Name(s) of Parties(s) Involved: STAND FOR SAN JOSE; EILEEN HANNAN; MICHELLE BRENOT; ROBERT BROWN; KAREN SHIREY; FRED SHIREY; and ROBERT SHIELDS, CITY OF SAN JOSE; CITY COUNCIL OF THE CITY OF SAN JOSE; SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF SAN JOSE; DIRIDON DEVELOPMENT AUTHORITY; and DOES 1-10

Court: Superior Court for the State of California  
In and For the County of Sacramento

Case No.: 34-2014-80001905-CU-WM-GDS

Amount of Money or Writ of Mandamus and Complaint for Declaratory Relief

Other Relief and Injunction Relief and for Attorneys Fees  
Sought:

**34.** Case Name: Friends of the Willow Glen Trestle v. City of San Jose, et al.

Name(s) of Parties(s) Involved: FRIENDS OF THE WILLOW GLEN TRESTLE, an unincorporated association; CITY OF SAN JOSE and CITY COUNCIL OF THE CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction

Case No.: 1-14-CV-260439

Amount of Money or Other Relief Sought: Damages according to proof

**35.** Case Name: Alemayehu v. City of San Jose, et al.

Name(s) of Parties(s) Involved: DAWIT ALEMAYEHU; THE CITY OF SAN JOSE and THE CITY OF SAN JOSE POLICE DEPARTMENT, a municipal corporation; OFFICER JORGE GARIBAY #4218; a sworn San Jose police officer and as an individual; SGT. D. TRAN Badge #3269, a San Jose police officer and as an individual; and DOES 1 through 40

Court: U.S. District Court, Northern Division

Case No.: C14-1738 EJD

Amount of Money or Other Relief Sought: Damages according to proof

**36.** Case Name: Binkovich v. Barthelmy, et al.

Name(s) of Parties(s) Involved: ALEKSANDR BINKOVICH, CITY OF SAN JOSE, OFCR. BARTHELEMY, OFCR. GRONDAHL, OFCR. PANIGHETTI, OFCR. CRAIG, OFCR. JACOB AND OFCR. BOLLENDORF

Court: United States District Court; Northern District, San Jose Division

Case No.: C 11-03774 PSG

Amount of Money or Other Relief Sought: Damages according to proof

37. Case Name: Correa v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: THOMAS CORREA, THE CITY OF SAN JOSE; THE SAN JOSE POLICE DEPARTMENT ("SJPd"); MICHAEL SULLIVAN, individually and in his official capacity as Lieutenant, SJPd; KIMBERLY HUDSON, individually and in her official capacity as Sergeant, SJPd  
Court: U.S. District Court, San Jose Division  
Case No.: CV12-05436 HRL  
Amount of Money or Other Relief Sought: Damages according to proof
38. Case Name: Fujikawa, Michael v. City, Chief Chris Moore, et al.  
Name(s) of Parties(s) Involved: MICHAEL FUJIKAWA, THE CITY OF SAN JOSE; POLICE CHIEF CHRIS MOORE, OFFICERS PAYNE (Badge No. 3971), OFFICER PFIEFER (Badge No. 3951), OFFICER JEFFREY (Badge No. 3926), OFFICER BURKE (Badge No. 3949), OFFICER AKERY (Badge No. 3495) and DOES 1-50  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-12-CV-219612  
Amount of Money or Other Relief Sought: Damages according to proof
39. Case Name: Gonzales v City of San Jose, et al  
Name(s) of Parties(s) Involved: MARY LOU GONZALES, CITY OF SAN JOSE, as a municipal corporation, SJPd DETECTIVE YVONNE DELACRUZ in her official and individual capacity; SJPd SGT. ARCHER, in his official and individual capacity; SJPd HOMICIDE DETECTIVE JAMIE (last name unknown) in his individual and official capacity; SJPd OFFICERS DOE 1 to DOE 7 in their individual and official capacities; SJPd OFFICERS AND DETECTIVES AND EMPLOYEES DOE 8-50 in their individual and official capacities  
Court: United States District Court, Northern District of California  
Case No.: 13-cv-00695-BLF (PSG)  
Amount of Money or Other Relief Sought: Damages according to proof

40. Case Name: Hernandez, Luis & Cindy Calderon v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: LUIS HERNANDEZ, CINDY CALDERON, CITY OF SAN JOSE, ERNIE ALCANTAR individually and in his official capacity as Captain, SJPd; and JAMES WERKEMA, individually and in his official capacity as Lieutenant, SJPd  
Court: U.S. District Court, San Jose Division  
Case No.: CV12-02952 HRL  
Amount of Money or Other Relief Sought: Damages according to proof.
41. Case Name: Hernandez, Yanira v. City, Geoffrey Evatt Graves, et al.  
Name(s) of Parties(s) Involved: CITY OF SAN JOSE, GEOFFREY EVATT GRAVES, and Does 1-50  
Court: Superior Court, County of Santa Clara  
Case No.: 114CV270467  
Amount of Money or Other Relief Sought: Damages according to proof.
42. Case Name: Kerkeles v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: MICHAEL KERKELES, a.k.a. MICHAEL KERK, CITY OF SAN JOSE, MATTHEW CHRISTIAN, and DOES 1 through 25  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-08-CV103523  
Amount of Money or Other Relief Sought: Damages according to proof.
43. Case Name: Hung Lam v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: HUNG LAM, individually, through his next friend, KATHY LAM; CITY OF SAN JOSE, a municipal corporation, LARRY ESQUIVEL, in his capacity of Chief of Police for the City of San Jose; Officer DONDI WEST, individually and in her official position  
Court: U.S. District Court, Northern District, San Jose Division  
Case No.: 14-CV-00877 PSG

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

44. Case Name: Rice, JoAnn, America Savin, et al. v. City, et al.  
Name(s) of JoANN RICE, AMERICA SAVIN, PERRY NELSON, and  
Parties(s) Involved: W. N., a minor, by and through his Guardian ad Litem,  
AMERICA SAVIN, CITY OF SAN JOSE, SAN JOSE  
POLICE DEPARTMENT, DOES 1-10

Court: U.S. District Court

Case No.: 2:13-CV-00334-KJM-CKD

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

45. Case Name: Rodriguez, Lori v. City of San Jose  
Name(s) of LORI RODRIGUEZ, CITY OF SAN JOSE  
Parties(s) Involved:

Court: Santa Clara County Superior Court

Case No.: 1-13-CV-241669

Amount of Money or Damages according to proof  
Other Relief Sought:

46. Case Name: Sutter's Place, Inc. dba Bay 101 v. City of San Jose  
Name(s) of SUTTER'S PLACE, INC. dba BAY 101; CITY OF SAN  
Parties(s) Involved: JOSE; the DIVISION OF GAMING CONTROL

Court: Superior Court of California, County of Santa Clara

Case No.: 1-13-CV-258057

Amount of Money or Damages according to proof  
Other Relief Sought:

47. Case Name: Vasquez v. City, et al.  
Name(s) of RAMON JOSE VASQUEZ, BRIAN FERRANTE,  
Parties(s) Involved: INDIVIDUALLY AND AS AN OFFICER OF THE SAN  
JOSE POLICE DEPARTMENT AND TOM MORALES,  
INDIVIDUALLY AS AN OFFICER OF THE SAN JOSE  
POLICE DEPARTMENT, DOES 1 through 50

Court: United States District Court, Northern District of  
California



Case No.: CV10-00948 LKH

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

48. Case Name: Watson - Stalker, et al. v. City, et al.

Name(s) of Parties(s) Involved: TRACY WATSON, RENEE STALKER, OLIVIA STALKER, SHAFER WATSON, RILEY WATSON, COUNTY OF SANTA CLARA, COUNTY OF SANTA CLARA DEPARTMENT OF FAMILY AND CHILDREN SERVICES; COUNTY OF SANTA CLARA DEPARTMENT OF COUNTY COUNSEL; COUNTY OF SANTA CLARA DISTRICT ATTORNEYS OFFICE; SANTA CLARA VALLEY MEDICAL CENTER; EVERGREEN SCHOOL DISTRICT; CITY OF SAN JOSE, SAN JOSE POLICE DEPARTMENT; NORMA SPARKS, YAZMINA LETONA; SHARON BURGAN; JEWELS RAMIREZ; VU TRAN; ANN MILLER RAVEL, RIMA SINGH; AARON WEST; GEORGE KENNEDY; CLIFTON BLACK; ROSE REAL; ROBERT PRUITT; CHERYL HARMS; CLAUDIA BLODGETT; GARY KISHIMOTO; JOHN HAMILTON, ANITA NOBLE, JANET KAHLE, MARY RITTER, DAVID KEARNS, RAJUL KAZI; ROB DAVIS; WILLIAM HOYT; CRAIG BLANK

Court: United States District Court, Northern District of California

Case No.: C06-04029 RMW

Amount of Money or Damages according to proof  
Other Relief Sought:

49. Case Name: City v. Rosscruliscusenbery Architecture, Inc., et al.

Name(s) of Parties(s) Involved: CITY OF SAN JOSE, ROSSCRULISCUSENBERY ARCHITECTURE, INC. aka MICHEAL ROSS CHARLES DRULIS ARCHITECTS & PLANNERS, a purported California corporation; and DOES 1-100

Court: Superior Court of California, County of Santa Clara

Case No.: 1-12-CV-237767

Amount of Money or Damages according to proof.  
Other Relief  
Sought:

50. Case Name: Camacho v. CSJ, et al.  
Name(s) of Parties(s) Involved: CAROLINA CAMACHO, individually, and as Successor in Interest to JESSENIA CAMACHO-TORRES, deceased; THE CITY OF SAN JOSE, AMY M. DORR, SARAH R. COX  
Court: Court of Appeal of the State of California, Sixth Appellate District  
Case No.: No. H041762  
Amount of Money or Other Relief Sought: Damages according to proof
51. Case Name: Longtin, Joseph v. City of San Jose, et al.  
Name(s) of Parties(s) Involved: JOSEPH LONGTIN; CITY OF SAN JOSE, and DOES 1-10  
Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
Case No.: 1-14-CV-269410  
Amount of Money or Other Relief Sought: Damages according to proof
52. Case Name: Herrera, et al. v. City, et al.  
Name(s) of Parties(s) Involved: MARTHA HERRERA, MICHELLE RODRIGUEZ, JESSICA RODRIGUEZ, MINORS, By And Through Their GUARDIAN AD LITEM MARTHA HERRERA; CITY OF SAN JOSE, JOHN DOE and JOHN DOE COMPANY, et al.  
Court: Superior Court of California, County of Santa Clara, Unlimited Jurisdiction  
Case No.: 1-10-CV-165689  
Amount of Money or Other Relief Sought: Damages according to proof
53. Case Name: Smith, Deanna and Johnny Garcia v. City of San Jose, Santa Clara Valley Transportation Authority, et al.  
Name(s) of Parties(s) Involved: DEANNA SMITH and JOHNNY GARCIA, CITY OF SAN JOSE, a public entity; SANTA CLARA VALLEY TRANSPORTATION AUTHORITY, a public entity; UNION PACIFIC RAILROAD COMPANY, and DOES 1  
- 20

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV-271771

Amount of Money or Other Relief Sought: Damages according to proof.

54. Case Name: Avila, Ilidio; Angelina Avila; Sonny Avila, a minor; Dominic Avila, a minor; Jovina Avila, a minor v. Oscar Chacon, Mayra Ortega, Blanca Martinez, and City of San Jose

Name(s) of Parties(s) Involved: ILIDIO AVILA, ANGELINA AVILA, SONNY AVILA, a minor, DOMINIC AVILA, a minor and JOVINA AVILA, a minor, OSCAR CHACON, MAYRA ORTEGA, and BLANCA MARTINEZ and CITY OF SAN JOSE, and DOES 1-20

Court: Superior Court of California, County of Santa Clara

Case No.: 1-13-CV-245894

Amount of Money or Other Relief Sought: Damages according to proof.

55. Case Name: Blevins, Lisa v. City of San Jose

Name(s) of Parties(s) Involved: LISA BLEVINS, CITY OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 1-14-CV270060

Amount of Money or Other Relief Sought: Damages according to proof.

56. Case Name: City of San Jose v. County of Santa Clara

Name(s) of Parties(s) Involved: CITY OF SAN JOSE, a municipal corporation, as Successor Agency to The Redevelopment Agency of the City of San Jose, VINOD K. SHARMA, individually, and in his official capacity as Santa Clara County Director of Finance, COUNTY OF SANTA CLARA.

Court: Superior Court of California, County of Sacramento

Case No.: 34-2012-80001190

Amount of Money Damages according to proof.  
or Other Relief  
Sought:

57. Case Name: Ted Smith v. City, et al.

Name(s) of Parties(s) Involved: TED SMITH, CITY OF SAN JOSE, a municipal entity; SAN JOSE REDEVELOPMENT AGENCY, a municipal entity; HARRY MAVROGENES, in his official capacity as Executive Director of the San Jose Redevelopment Agency; MAYOR CHUCK REED, in his official capacity as Mayor of the City of San Jose; PETE CONSTANT, in his official capacity as a Councilmember for the City of San Jose; ASH KALRA, in his official capacity as a Councilmember for the City of San Jose; SAM LICCARDO, in his official capacity as a Councilmember for the City of San Jose; PIERLUIGI OLIVERIO, in his official capacity as a Councilmember for the City of San Jose; MADISON NGUYEN, in her official capacity as a Councilmember for the City of San Jose; ROSE HERRERA, in her official capacity as a Councilmember for the City of San Jose; JUDY CHIRCO, in her official capacity as a Councilmember for the City of San Jose; KANSEN CHU, in his official capacity as a Councilmember for the City of San Jose; NORA CAMPOS, in her official capacity as a Councilmember for the City of San Jose; NANCY PYLE, in her official capacity as a Councilmember for the City of San Jose; and DOES 1-20

Court: Santa Clara County Superior Court

Case No.: 1-09-CV-150427

Amount of Money Damages according to proof  
or Other Relief  
Sought:

58. Case Name: Vietnamese-American Community of Northern California v. City, et al.

Name(s) of Parties(s) Involved: VIETNAMESE-AMERICAN COMMUNITY OF NORTHERN CALIFORNIA; CITY OF SAN JOSE; CITY COUNCIL OF SAN JOSE

Court: Superior Court of California, County of Santa Clara

Case No.: 1-08-CV-107082

Amount of Money For declaratory and injunctive relief according to proof.  
or Other Relief  
Sought:

59. Case Name: Plata, Raymond and Michelle v. City of San Jose  
Name(s) of Parties(s) Involved: Raymond and Michelle Plata, individually and on behalf of other members of a class of similarly situated residents and taxpayers, City of San Jose  
Court: Superior Court of California, County of Santa Clara  
Case No.: 1-14-CV-258879  
Amount of Money or Other Relief Sought: Declaratory Relief, Injunctive Relief

**CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6:**

City Negotiator: Jennifer Schembri, Interim Director of Employee Relations

**Employee Organizations:**

1. Organization or Name and Title of Unrepresented Employees: **Association of Building, Mechanical and Electrical Inspectors (ABMEI)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement – City of San José and Association of Building, Mechanical and Electrical Inspectors (ABMEI)

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150

2. Organization or Name and Title of Unrepresented Employees: **Association of Engineers & Architects (AEA)**

Nature of negotiations: wages/salaries, hours, working conditions, etc.

Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Association of Engineers & Architects (AEA)

How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150

3.            Organization or    **Association of Maintenance Supervisory Personnel**  
Name and Title of    (AMSP)  
Unrepresented  
Employees:  
Nature of    wages/salaries, hours, working conditions, etc.  
negotiations:  
Name of Existing    City of San José - Association of Maintenance  
Contract or MOA:    Supervisory Personnel (AMSP) Benefit & Compensation  
Summary  
  
How to Obtain a    Web:  
copy of Existing    <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Contract or MOA:    Telephone – Employee Relations: (408) 535-8150
4.            Organization or    **City Association of Management Personnel**  
Name and Title of    **Agreement (CAMP)**  
Unrepresented  
Employees:  
Nature of    wages/salaries, hours, working conditions, etc.  
negotiations:  
Name of Existing    Benefit & Compensation Summary — City of San José  
Contract or MOA:    and City Association of Management Personnel  
Agreement  
  
How to Obtain a    Web:  
copy of Existing    <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Contract or MOA:    Telephone – Employee Relations: (408) 535-8150
5.            Organization or    **Confidential Employees' Organization, AFSCME**  
Name and Title of    **Local 101 (CEO)**  
Unrepresented  
Employees:  
Nature of    wages/salaries, hours, working conditions, etc.  
negotiations:  
Name of Existing    Memorandum of Agreement — Confidential Employees'  
Contract or MOA:    Organization, AFSCME Local 101 and City of San José  
  
How to Obtain a    Web:  
copy of Existing    <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Contract or MOA:    Telephone – Employee Relations: (408) 535-8150

6. Organization or Name and Title of Unrepresented Employees: **International Association of Firefighters (IAFF), Local 230 (IAFF#230)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement Between City of San José and International Association of Firefighters (IAFF), Local 230
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
7. Organization or Name and Title of Unrepresented Employees: **International Brotherhood of Electrical Workers, Local 332 (IBEW)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement Between City of San José and International Brotherhood of Electrical Workers, Local 332 (IBEW)
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150
8. Organization or Name and Title of Unrepresented Employees: **Municipal Employees' Federation, AFSCME Local 101, AFL-CIO (MEF)**
- Nature of negotiations: wages/salaries, hours, working conditions, etc.
- Name of Existing Contract or MOA: Memorandum of Agreement — City of San José and Municipal Employees' Federation, AFSCME Local 101, AFL-CIO
- How to Obtain a copy of Existing Contract or MOA: Web: <http://www.sanjoseca.gov/employeerelations/moa.asp>  
Telephone – Employee Relations: (408) 535-8150

9.            Organization or    **International Union of Operating Engineers, Local**  
                 Name and Title of    **No. 3 (OE#3)**  
                 Unrepresented  
                 Employees:  
                 Nature of    wages/salaries, hours, working conditions, etc.  
                 negotiations:  
                 Name of Existing    Memorandum of Agreement Between City of San José  
                 Contract or MOA:    and International Union of Operating Engineers, Local  
                                            No. 3 (OE#3)  
                 How to Obtain a    Web:  
                 copy of Existing    <http://www.sanjoseca.gov/employeerelations/moa.asp>  
                 Contract or MOA:    Telephone – Employee Relations: (408) 535-8150
10.           Organization or    **San José Police Officers' Association**  
                 Name and Title of    **(SJPOA)**  
                 Unrepresented  
                 Employees:  
                 Nature of    wages/salaries, hours, working conditions, etc.  
                 negotiations:  
                 Name of Existing    Memorandum of Agreement — City of San José and  
                 Contract or MOA:    San José Police's Association  
                 How to Obtain a    Web:  
                 copy of Existing    <http://www.sanjoseca.gov/employeerelations/moa.asp>  
                 Contract or MOA:    Telephone – Employee Relations: (408) 535-8150
11.           Organization or    **Association of Legal Professionals of San José**  
                 Name and Title of    **(ALP)**  
                 Unrepresented  
                 Employees:  
                 Nature of    wages/salaries, hours, working conditions, etc.  
                 negotiations:  
                 Name of Existing  
                 Contract or MOA:  
                 How to Obtain a  
                 copy of Existing  
                 Contract or MOA: